

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE COMPLAINT FILED))	ORDER DISMISSING
BY CHARLENE LUND ON BEHALF OF))	COMPLAINT AND CLOSING
SDCASAA, PIERRE, SOUTH DAKOTA,))	DOCKET
AGAINST MCIWORLD.COM AND QWEST))	
CORPORATION REGARDING))	CT02-013
UNAUTHORIZED BILLING FOR SERVICES))	

On April 26, 2002, the Public Utilities Commission (Commission) received a complaint filed by Charlene Lund on behalf of SDCASAA, Pierre, South Dakota (Complainant), against MCIWorldCom (MCI) and Qwest Corporation (Qwest) regarding unauthorized billing for services.

On April 29, 2002, the complaint was faxed to MCI and Qwest. Pursuant to ARSD 20:10:01:09, the companies were notified that they must satisfy the complaint or file answers in writing with the Commission by May 20, 2002. On May 20, 2002, Qwest filed an Answer and asked to be dismissed as a party to this complaint. On May 21, 2002, MCI filed an Answer and Motion to Dismiss. On May 30, 2002, at a regularly scheduled meeting, the Commission voted unanimously to deny the Motions to Dismiss. On June 5, 2002, MCI filed a Motion to Require Representation, or to Dismiss. On June 10, 2002, Qwest filed a Response to Staff's Data Request. On June 13, 2002, at a regularly scheduled meeting, the Commission voted unanimously to grant the Motion to Require Representation. Complainant's representative requested that the complaint be dismissed.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, including 49-13-1 through 49-13-14, inclusive, and SDCL Chapter 49-31, including 49-31-3, 49-31-7, 49-31-7.1, 49-31-7.2, 49-31-7.3, 49-31-7.4, 49-31-10, 49-31-11, 49-31-38, 49-31-38.1, 49-31-38.2, 49-31-38.3, 49-31-89 through 49-31-97, inclusive, and ARSD Chapters 20:10:01 and 20:10:34.

On July 9, 2002, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

ORDERED, that the complaint shall be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 26th day of July, 2002.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

ROBERT K. SAHR, Commissioner